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December 20, 2000

VIA COURIER

Ms. Magalie Roman Salas
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

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DEC 20 2000

**FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY**

RE: Ex Parte Communication in CC Docket 94-102 /

Dear Ms. Salas:

This is to inform the Commission that the attached letter was delivered today to Chairman William Kennard, with copies to each of the other Commissioners and the Commission staff indicated therein. Two copies of the letter are enclosed.

Please contact the undersigned should the Commission have any questions.

Respectfully submitted,



Robert M. Gurss
Counsel for APCO

Enclosures

cc: The Honorable William Kennard
The Honorable Susan Ness
The Honorable Harold Furchtgott-Roth
The Honorable Michael Powell
The Honorable Gloria Tristani
Thomas Sugrue, Esq.
Kris Monteith, Esq.
James Hobson, Esq.

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ASSOCIATION OF PUBLIC-SAFETY COMMUNICATIONS OFFICIALS-
INTERNATIONAL, INC.
NATIONAL ASSOCIATION OF STATE NINE-ONE-ONE ADMINISTRATORS
NATIONAL EMERGENCY NUMBER ASSOCIATION

December 20, 2000

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DEC 20 2000

The Honorable William Kennard
Chairman
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

RE: CC Docket 94-102, DA-1875

Dear Mr. Chairman:

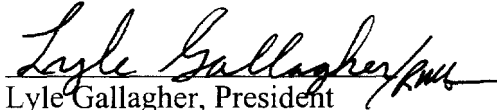
On August 16, 2000, the Commission issued a *Public Notice*, DA-1875, requesting comments on a request from the King County, Washington E9-1-1 Program Office seeking clarification regarding the relative obligations of wireless carriers and Public Safety Answering Points ("PSAPs") in the implementation of Phase I of the wireless E9-1-1 rules. Public comments have been filed, and the matter is now pending before the Commission. The purpose of this letter is to urge expedited consideration of this matter, as the current uncertainty is stalling negotiations between PSAPs and wireless carriers in some cases, and thus causing unnecessary delay in wireless E9-1-1 implementation.

Approximately one year ago, the Commission modified its wireless E9-1-1 rules to specify that a carrier's obligation to provide Phase I and Phase II location information is not contingent upon there being a government established cost-recovery mechanism in place for carrier costs. Thus, absent such cost-recovery provisions, carriers and PSAPs would each be responsible for their own costs of implementation. As the Commission had intended, Phase I implementation has been able to proceed more quickly in many instances once "who pays" was eliminated as an issue for debate. However, there are still situations in which cost issues are creating difficulties, not over "who pays," but over "who pays for what." The Commission sought comment on this "cost demarcation" issue in the *Public Notice*, and NENA, APCO, and NASNA suggested in Joint Comments that the FCC clarify that wireless carriers have responsibility for network and database enhancements up to and including the interface with the Selective Router.

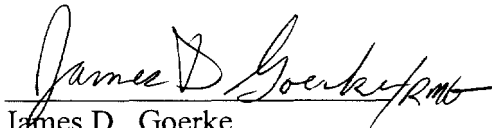
We have heard of numerous instances in which efforts to move forward on E9-1-1 implementation have been stymied by fundamental disagreements regarding the demarcation point between carrier and PSAP cost responsibility. Immediate Commission guidance on this issue is essential to prevent further stalling of E9-1-1 implementation. Therefore, while we realize that the Commission's docket is full (including other critical public safety

communications issues), we urge the Commission to move this issue front and center as quickly as possible.

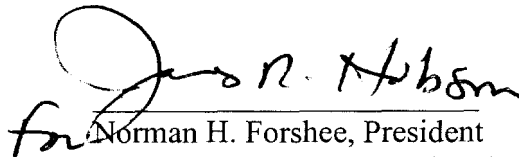
Respectfully submitted,

A handwritten signature in black ink, appearing to read "Lyle Gallagher".

Lyle Gallagher, President
Association Of Public-Safety Communications
Officials-International, Inc.
351 N. Williamson Blvd.
Daytona Beach, FL 32114

A handwritten signature in black ink, appearing to read "James D. Goerke".

James D. Goerke
National Association of Nine-One-One
Administrators

A handwritten signature in black ink, appearing to read "Norman H. Forshee".

Norman H. Forshee, President
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